

### **REMARKS/ARGUMENTS**

The Examiner is thanked for giving the Applicant an in-person interview on August 2, 2004. During the interview, several distinguishable features of the claimed invention were discussed. However, agreement was reached that the cited art does not teach or suggest: providing a carousel data access object associated with a carousel class that can encapsulate data periodically transmitted by the broadcaster, and receiving said first data portion via the carousel object. Per this agreement, claims have been amended to additionally recite these features. Accordingly, it is respectfully submitted that present application is in condition for early allowance.

It should also be noted that the cited art does NOT teach or suggest, among other things, determining whether a selected data portion in a plurality of data portions that are periodically transmitted is available in a storage used to store periodically transmitted data, and storing the selected data portion in the storage when the first data portion is not available in the storage.

Based on the foregoing, it is submitted that claims are patentably distinct over the cited art of record. Additional limitations recited in the independent claims or the dependent claims are not further discussed because the limitations discussed above are sufficient to distinguish the claimed invention from the cited art. Accordingly, Applicant believes that all pending claims are allowable and respectfully requests a Notice of Allowance for this application from the Examiner.

Applicants hereby petition for an extension of time which may be required to maintain the pendency of this case, and any required fee for such extension or any further fee required in connection with the filing of this Amendment is to be charged to Deposit Account No. 500388 (Order No. SUN1P504). Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP



R. Mahboubian  
Reg. No. 44,890

P.O. Box 778  
Berkeley, CA 94704-0778  
(650) 961-8300